

**Notice of Allowability**

Application No.

10/679,137

Examiner

Jordan Lofdahl

Applicant(s)

MARGALIT, ZAMIR

Art Unit

3644

**-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address--**

All claims being allowable, PROSECUTION ON THE MERITS IS (OR REMAINS) CLOSED in this application. If not included herewith (or previously mailed), a Notice of Allowance (PTOL-85) or other appropriate communication will be mailed in due course. **THIS NOTICE OF ALLOWABILITY IS NOT A GRANT OF PATENT RIGHTS.** This application is subject to withdrawal from issue at the initiative of the Office or upon petition by the applicant. See 37 CFR 1.313 and MPEP 1308.

1. ☒ This communication is responsive to af (10/15/04).
2. ☒ The allowed claim(s) is/are 5-33.
3. ☒ The drawings filed on 10/3/03 are accepted by the Examiner.
4. ☐ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
  - a) ☐ All    b) ☐ Some\*    c) ☐ None    of the:
  1. ☐ Certified copies of the priority documents have been received.
  2. ☐ Certified copies of the priority documents have been received in Application No. \_\_\_\_\_.
  3. ☐ Copies of the certified copies of the priority documents have been received in this national stage application from the International Bureau (PCT Rule 17.2(a)).

\* Certified copies not received: \_\_\_\_\_.

Applicant has THREE MONTHS FROM THE "MAILING DATE" of this communication to file a reply complying with the requirements noted below. Failure to timely comply will result in ABANDONMENT of this application.  
**THIS THREE-MONTH PERIOD IS NOT EXTENDABLE.**

5. ☐ A SUBSTITUTE OATH OR DECLARATION must be submitted. Note the attached EXAMINER'S AMENDMENT or NOTICE OF INFORMAL PATENT APPLICATION (PTO-152) which gives reason(s) why the oath or declaration is deficient.
  6. ☐ CORRECTED DRAWINGS (as "replacement sheets") must be submitted.
    - (a) ☐ including changes required by the Notice of Draftsperson's Patent Drawing Review (PTO-948) attached
      - 1) ☐ hereto or 2) ☐ to Paper No./Mail Date \_\_\_\_\_.
    - (b) ☐ including changes required by the attached Examiner's Amendment / Comment or in the Office action of Paper No./Mail Date \_\_\_\_\_.
- Identifying indicia such as the application number (see 37 CFR 1.84(c)) should be written on the drawings in the front (not the back) of each sheet. Replacement sheet(s) should be labeled as such in the header according to 37 CFR 1.121(d).
7. ☐ DEPOSIT OF and/or INFORMATION about the deposit of BIOLOGICAL MATERIAL must be submitted. Note the attached Examiner's comment regarding REQUIREMENT FOR THE DEPOSIT OF BIOLOGICAL MATERIAL.

**Attachment(s)**

- |   |  |
|---|--|
| 1. <input type="checkbox"/> Notice of References Cited (PTO-892)  | 5. <input type="checkbox"/> Notice of Informal Patent Application (PTO-152)            |
| 2. <input type="checkbox"/> Notice of Draftsperson's Patent Drawing Review (PTO-948)                                | 6. <input type="checkbox"/> Interview Summary (PTO-413),<br>Paper No./Mail Date _____. |
| 3. <input type="checkbox"/> Information Disclosure Statements (PTO-1449 or PTO/SB/08),<br>Paper No./Mail Date _____ | 7. <input checked="" type="checkbox"/> Examiner's Amendment/Comment                    |
| 4. <input type="checkbox"/> Examiner's Comment Regarding Requirement for Deposit<br>of Biological Material          | 8. <input type="checkbox"/> Examiner's Statement of Reasons for Allowance              |
|   | 9. <input type="checkbox"/> Other _____.   |

### EXAMINER'S AMENDMENT

An examiner's amendment to the record appears below. Should the changes and/or additions be unacceptable to applicant, an amendment may be filed as provided by 37 CFR 1.312. To ensure consideration of such an amendment, it MUST be submitted no later than the payment of the issue fee.

Authorization for this examiner's amendment was given in a telephone interview with Ben Applebaum on 11/1/04.

Claims 5, 12, 14, 15, 19-21, 23, 24, 26 and 28-30 have been replaced by the following:

5. A trap comprising:

a trap body,

the body including a bottom member, a top member, a front member and a back member, a side member joining the members;

the front member comprising a top, a notch, the notch being at the front member top, the front member further comprising an opening therethrough, the opening being closed by a trap door;

the top member having at least one aperture therethrough, the at least one aperture being proximate to the notch, and a second aperture being positioned towards the back member;

the trap door including an elongated slot therethrough, the slot comprising arcuate ends, the trap door being slidably retained between the front member and the body by a spacer;

a bait holder,

Art Unit: 3644

the bait holder being pivotably attached to the top member and extending within the body; and

a trip mechanism, including a means for supporting the trap door, the trip mechanism in communication with the bait holder.

12. The trap as described in claim 11, wherein the bait holder further comprises a bait chamber, the bait chamber further comprising a front member, a back member, a pair of side members, and a top that is open.

14. The trap as described in claim 13, wherein the trap further comprises a means for retaining the trip mechanism, and wherein the means for retaining the trip mechanism is a loop attached to the trap body top member, between the bait holder and the trap door.

15. The trap as described in claim 14, wherein the body front member further comprises a second notch, the second notch being contiguous with the opening.

19. A trap comprising:

a trap body,

the body including a bottom member, a top member, a front member and a back member, a side member joining the members;

the front member comprising a top, a notch, the notch being at the front member top, the front member further comprising an opening therethrough, the opening being closed by a trap door;

the top member having at least one aperture therethrough, the at least one aperture being proximate to the notch, and a second aperture being positioned towards the back member;

Art Unit: 3644

the trap door being slidably retained between the front member and the body by a spacer, the trap door further including an elongated slot therethrough;

a bait holder comprising:

a pair of support brackets, the support brackets attached to the top member on opposite sides of the second aperture;

a boss, the boss being pivotably retained between the support brackets by a pivot pin received therethrough;

a back member including a trip mechanism receiving means near the boss, and a second pivot pin, the trip mechanism receiving means further comprising a pair of walls, each wall having an opening therethrough;

the bait holder being pivotably attached to the top member and extending within the body; and

a trip mechanism, comprising a rod having a first end received in the trip mechanism receiving means, the second pivot pin pivotably retaining the trip mechanism between the walls; the trip mechanism further comprising a prop, the prop attached to the rod, the prop being sized to fit within the notch and thereby supporting the trap door, and the rod second end being received through the elongated slot.

20. The trap as described in claim 19, wherein the front member further comprises a support, the support positioned between the trap door and the body.

21. The trap as described in claim 20, wherein the side member further comprises a slot, the slot proximate the front member, the slot being sized to receive and receiving the support therein.

23. The trap as described in claim 22, further comprising a means for retaining the trip

Art Unit: 3644

mechanism, and wherein the means for retaining the trip mechanism is a loop attached to the trap body top member, between the bait holder and the trap door.

24. The trap as described in claim 23, wherein the bait holder further comprises a bait chamber, the bait chamber further comprising a front member, a back member, a pair of side members, and a top that is open.

26. The trap as described in claim 25, wherein the body front member further comprises a second notch, and wherein the lift knob is sized to be slidably received, and can be slidably received, in the second notch.

28. (Currently Amended) A trap comprising:

- a trap body,

- the body including a bottom member, a top member, a front member and a back member, a side member joining the members;

- the front member comprising:

- a top and a notch, the notch being at the front member top,

- the front member further comprising an opening therethrough, the opening being closed by a trap door; and

- a second notch, the second notch being contiguous with the opening;

- the top member having at least one aperture therethrough, the at least one aperture being proximate to the notch, and a second aperture being positioned towards the back member;

- the trap door being slidably retained between the front member and the body by a spacer, the trap door further including an elongated slot therethrough, and a lift knob;

- the front member further comprising a support, the support positioned between the trap door and the body;

the side member further comprising a slot, the slot proximate the front member, the slot being sized to receive and receiving the support therein;

a bait holder comprising:

a pair of support brackets, the support brackets attached to the top member on opposite sides of the second aperture;

a boss, the boss being pivotably retained between the support brackets by a pivot pin received therethrough;

a back member including a trip mechanism receiving means near the boss, and a second pivot pin, the trip mechanism receiving means further comprising a pair of walls, each wall having an opening therethrough;

the bait holder being pivotably attached to the top member and extending within the body; and

a trip mechanism, comprising a rod having a first end received in the trip mechanism receiving means, the second pivot pin pivotably retaining the trip mechanism between the walls;

the trip mechanism further comprising a prop, the prop attached to the rod, the prop being sized to fit within the notch and thereby

supporting the trap door, and the rod second end being received through the elongated slot.

29. The trap as described in claim 28, wherein the trap further comprises a means for retaining the trip mechanism, and wherein the means for retaining the trip mechanism is a loop attached to the trap body top member, between the bait holder and the trap door.

30. The trap as described in claim 29, wherein the bait holder further comprises a bait chamber, the bait chamber further comprising a front member, a back member, a pair of

Art Unit: 3644

side members, and a top that is open.

***Conclusion***

Any inquiry concerning this communication or earlier communications from the examiner should be directed to Jordan Lofdahl whose telephone number is 703.605.1217. The examiner can normally be reached on m-f 9-5.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Teri Luu can be reached on 703.305.7421. The fax phone number for the organization where this application or proceeding is assigned is 703-872-9306.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free).

jml

  
TERI P. LUU  
SUPERVISORY PRIMARY EXAMINER